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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John HOLDWAY et al.

Serial No. 10/670,776

Filed: September 26, 2003

For: CLEAR DOOR VENDING MACHINE

Confirmation No.: 4340

Art Unit: 3651

Examiner: Timothy Waggoner

Atty Docket: P68925US0

**INFORMATION DISCLOSURE STATEMENT AND
CERTIFICATION IN ACCORDANCE WITH 37 CFR §1.97(e)**

Mail Stop AMENDMENT

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

Sir:

Pursuant to the duty of disclosure under 37 CFR §§ 1.56 and 1.97-1.99, the document listed on the attached Form(s) PTO/SB/08A is being brought to the attention of the Examiner in charge of the above-identified application. In accordance with 37 CFR 1.98, copies of U.S. patents and published U.S. patent applications are not submitted.

A certification in accordance with 37 CFR §1.97(e) is included herein. Accordingly, it is respectfully submitted that no fee is required by the filing of this Information Disclosure Statement. In the event that additional fees are required for consideration of this Information Disclosure Statement, such fees are hereby authorized to be charged to our Deposit Account No. 06-1358.

In accordance with 37 CFR § 1.97(g) and (h), the filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made, or as an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 CFR § 1.56(b).

Applicant does not waive any rights to appropriate action to establish patentability over the listed documents should they be applied as references against the claims of the present application.

CERTIFICATION UNDER 37 § CFR 1.97(e)(2)

Applicant's undersigned counsel hereby certifies that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of applicant's undersigned counsel after making reasonable inquiry, was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this statement.

Pursuant to 37 CFR §§ 1.97(c) and 1.97(e), no fee is believed to be due. However, should any fee be required for consideration of this Information Disclosure Statement, the Commissioner is hereby authorized to charge fees under 37 CFR § 1.17 which may be required to our Deposit Account No. 16-1358.

CONCLUSION

It is respectfully requested that the Examiner initial and return a copy of the enclosed Form PTO-1449, and to similarly indicate in the official file wrapper of this patent application that the listed documents have been considered.

If the Examiner has any questions or wishes to discuss this application, the Examiner is invited to telephone the undersigned representative at the number set forth below.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By: 

Allen S. Melser
Registration No. 27,215

Date: June 21, 2006

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Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1

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Complete if Known

Application Number	10/670,776
Filing Date	September 26, 2003
First Named Inventor	John Holdway
Art Unit	3651
Examiner Name	Timothy Waggoner
Attorney Docket Number	P68925US0

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

Examiner
Signature

Date	
Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.